THE HON'BLE SMT. JUSTICE T. MEENA KUMARI
and
THE HON'BLE SRI JUSTICE NOOTY RAMAMOHANA RAO

WRIT PETITION No. 14297 of 2007

O R D E R: (Per the Hon'ble Smt. Justice T. Meena Kumari)

This writ petition is filed seeking to issue a writ of Certiorari calling for the records relating to the order dated 12.6.2007 passed by the A.P. Administrative Tribunal, Hyderabad in O.A. No. 8896 of 2005 and to quash the same as illegal and arbitrary.

The petitioner herein filed O.A. No. 8896 of 2005 before the Tribunal challenging the Proceedings Rc.No.E8/650/2004 dated 15.12.2005 as illegal and arbitrary and to direct the respondents to continue him as EO (PR&RD). The Tribunal dismissed the said O.A. stating that the matter involved in the said O.A. is covered by the orders dated 4.5.2007 passed in O.A. 717 of 2006 with VMA 320 and 330 of 2006 and C.A. 144 of 2006 and O.A. 1105 of 2006. Aggrieved, the petitioner filed this writ petition.

Heard the learned counsel for the parties and perused the material available on record.

It is contended by the learned counsel for the petitioner that the petitioner herein had been absorbed vide proceedings dated 9.3.2000, but the 2nd respondent without any

justification and without having any power issued order dated 15.12.2005 seeking to repatriate him to the Cooperative Department ignoring the absorption of the petitioner and that the Tribunal erroneously dismissed the O.A. filed by the petitioner though the matter is not covered by the orders dated 4.5.2007 in O.A. 717 of 2006 and batch.

However, the material available on record discloses that the Government by order dated 30.3.2000 stayed the absorption proceedings issued in favour of the petitioner and others. Challenging the same, several applicants filed O.A. 2147 of 2000 before the Tribunal and it is brought to the notice of this Court that initially the Tribunal suspended the orders dated 30.3.2000 finally the Tribunal disposed of the said O.A. directing the applicants therein to approach the Government for redressal of their grievances. The learned Government Pleader submits that in pursuance of the said order, the proceedings dated 15.12.2005 have been issued repatriating the petitioner to his parent department.

However, having regard to the facts and circumstances and in view of the submission made by the learned counsel for the petitioner that the representation dated 2.1.2007 filed by the petitioner is still pending with the Government, we deem it proper that a direction can be issued to consider and dispose of the representation of the petitioner dated 2.1.2007 in accordance with the

Rules.

Accordingly, the respondents are directed to consider and dispose of the representation dated 2.1.2007 filed by the petitioner in accordance with the Rules within a period of three months from the date of receipt of a copy of this order. We make it clear that the petitioner shall be continued till the final orders are passed by the Government.

The writ petition is accordingly disposed of.

T. MEENA KUMARI, J.

NOOTY RAMAMOHANA RAO, J.

Date: 05-07-2007.

MVB.